

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 2785 of 1990

For Approval and Signature:

Hon'ble MR.JUSTICE PRADIP KUMAR SARKAR

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO
 2. To be referred to the Reporter or not? : NO
 3. Whether Their Lordships wish to see the fair copy of the judgement? : NO
 4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO
 5. Whether it is to be circulated to the Civil Judge? : NO

KURESHI J CHHOTUMIA, MINOR THRO' CHHOTUMIA R KURESHI

Versus

SURAJ MALJI HIGH SCHOOL RUN BYPATDI KELVANI MANDAL

Appearance:

MR MB GANDHI for Petitioners
MR PM RAVAL for Respondent No. 1
GOVERNMENT PLEADER for Respondent No. 2
MR MC BHATT for Respondent No. 3

CORAM : MR.JUSTICE PRADIP KUMAR SARKAR

Date of decision: 04/04/2000

ORAL JUDGEMENT

No one appear for the petitioners. Heard Mr.
Raval, learned counsel for the petitioner and also heard

Mrs. B.R. Gajjar, learned AGP on behalf of the State.

It is submitted by learned counsel for the respondents that the matter was in regard to expulsion of two students from the school in the year 1990, and at present the matter has become infructuous and therefore the petitioners are not taking any steps in the case. Since the petitioners are not taking any steps and their counsel is absent when the case was called for hearing, I am of the view that the case should be dismissed; especially in view of the fact that the matter is pending from 1990. Accordingly the petition is dismissed for non prosecution. Ad interim relief granted earlier stands vacated.

Dt: 4-4-2000

(P.K. Sarkar, J)

Order:-

After passing the above said order, Mr. Gandhi learned counsel for the petitioners appears before me and submits that the expelled students have already completed their secondary education, and therefore the matter has become infructuous. He has no objection in disposing of the matter as being infructuous. Accordingly the petition is disposed of as infructuous. Ad interim relief granted earlier stands vacated. No order as to costs.

Dt: 4-4-2000

(P.K. Sarkar, J)

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